

KOSSOFF & UNGER

ATTORNEYS AT LAW

217 BROADWAY SUITE 401

NEW YORK, NEW YORK 10007-3398

MITCHELL H. KOSSOFF

SALLY E. UNGER

LESTER BREISBLATT**

STACIE BRYCE FELDMAN

CHRISTINA A. SMYTH

STEVEN Y. STEINHART

**OF COUNSEL
**ALSO ADMITTED IN NJ

(212) 267-6364

FAX (212) 385-2558

DAWN R. MYERS**

MICHAEL DAVID NACHTOME**

RANAKDEVI CHUDASAMA**

ANTHONY J. RODRIGUEZ, JR.

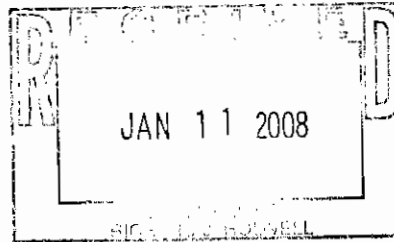
OLGA TZORTZATOS

DANIEL GEWIRTZ

ZOE DAVIDSON

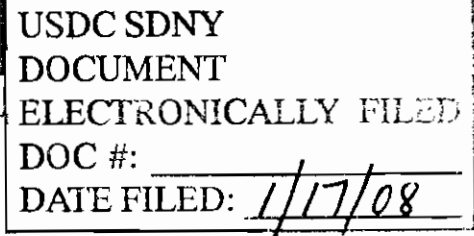
DAVID J. PATTERSON*

LINDA RZESNIOWIECKI**



January 11, 2008

Hon. Richard J. Holwell
 United States District Court
 Southern District of New York
 500 Pearl Street, Room 1750
 New York, NY 10007

Re: Christopher E. Brown v. Pax Ventures, LLC 07 Civ 3273 (RJH)

Dear Judge Holwell:

Plaintiff Christopher Brown brings this action pursuant to Title III of the Americans With Disabilities Act ("ADA") against Defendant Pax Ventures. Plaintiff, a wheelchair-bound tester, claims that the restaurants operated by Defendant did not provide accessible restrooms, in violation of ADA.

Both parties are interested in settling this action. To date, all parties have completed their Rule 26(a)(1) disclosures. Defendants have responded to all of Plaintiff's discovery demands to date, and Defendants have served Plaintiff with discovery demands and notices of deposition. ADA experts from both parties have completed inspection of the Defendant's restaurants for alleged ADA violations. However, the parties cannot move further toward settlement until the ADA experts from both sides complete their reports. Nor can the parties properly conduct depositions until we receive the experts' reports. Therefore, both parties respectfully request that the deadline for completing fact discovery be extended sixty (60) days from January 25, 2008 to March 25, 2008. This extension will give the parties time to review the experts' reports, and to continue with discovery and settlement discussions. This is the parties' first request for an extension.

Both parties have agreed, subject to the Court's approval, to the following case management proposal:

March 14, 2008	All depositions completed
March 28, 2008	All fact discovery completed
April 25, 2008	Rule 26(a)(2) disclosures completed
May 28, 2008	All expert discovery completed
July 15, 2008	All dispositive motions to be filed
August 15, 2008	Parties shall file final pretrial order

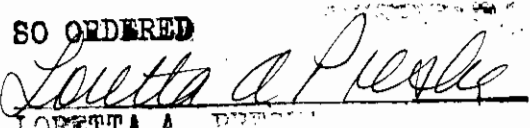
Thank you for your consideration in this matter.

Respectfully yours,

Ku & Mussman
Attorneys for Plaintiff
11098 Biscayne Blvd., Suite 301
Miami, FL 33161
(305) 891-1322

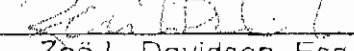
By: 
Louis T. Mussman, Esq.

SO ORDERED


LORETTA A. D'AMICO
UNITED STATES DISTRICT JUDGE

January 16, 2008

Kossoff and Unger
Attorneys for Defendant
217 Broadway, Suite 401
New York, NY 10007
(212) 267-6364

By: 
Zoë L. Davidson, Esq.